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14 Attorneys for Movant
RICHARD FRENKEL

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17 ILLINOIS COMPUTER RESEARCH, LLC,
18 Plaintiff and Counterclaim Defendant,

Miscellaneous Action No.
CV 5:08-mc-80075-JF (HRL)

19 vs.

**RICHARD FRENKEL'S NOTICE
OF WITHDRAWAL OF ALL
PENDING MOTIONS**

20 FISH & RICHARDSON P.C.,
Defendant, Counterclaimant and Third
Party Plaintiff,

**DATE: MAY 13, 2008
TIME: 10:00 A.M.
COURTROOM 2**

21 vs.

22 SCOTT C. HARRIS,
23 Third-Party Defendant and
Counterclaimant

Hon. Magistrate Judge Howard Lloyd

24 vs.

25 FISH & RICHARDSON P.C.,
26 Defendant, Counterclaimant, Third
Party Plaintiff and Counterclaim
Defendant

27
28 RICHARD FRENKEL'S NOTICE OF WITHDRAWAL OF
ALL PENDING MOTIONS

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 On May 5, 2008, Illinois Computer Research LLC and Scott C. Harris (collectively
3 "Issuers"), by and through counsel, withdrew the subpoena they issued to Richard Frenkel
4 ("Frenkel") "in light of Mr. Frenkel's April 19, 2008 Declaration in which he swore under
5 oath that he had no communications with anybody at Fish & Richardson concerning the
6 underlying litigation and the related parties." Letter from Paul K. Vickery to Howard
7 Holderness, Charles L. Babcock, and George L. McWilliams (May 5, 2008), attached as
8 Exhibit A to Howard Holderness's Declaration.

9 Because Issuers have withdrawn their subpoena, Frenkel hereby withdraws all
10 motions pending before the Court. Specifically, Frenkel withdraws his Motion to Quash and
11 For Protective Order (docket no. 4), which is set for oral hearing on May 13, 2008, his
12 Notice of Intent to Use Evidence From Related Case, or in the Alternative, Motion for Leave
13 to Submit Declaration of Richard Frenkel Filed on April 21, 2008 in N.D. Cal. Case No.
14 5:08-MC-80074-JF-HRL (Docket No. 16) (docket no. 22), and his Motion for Leave to
15 Submit Supplemental Declarations in Support of Motion to Quash Subpoena and For
16 Protective Order (docket no. 31).

17 Dated: May 7, 2008

MORGAN, LEWIS & BOCKIUS LLP

18 By /s/ Howard Holderness
Howard Holderness

19 Attorneys for Movant
RICHARD FRENKEL

20 Dated: May 7, 2008

JACKSON WALKER L.L.P.

21 By /s/ Charles L. Babcock
Charles L. Babcock

22 Attorneys for Movant
RICHARD FRENKEL

1
2 Dated: May 7, 2008
3

LAW OFFICE OF GEORGE L. MCWILLIAMS,
P.C.

4 By /s/ George L. McWilliams
5 George L. McWilliams

6 Attorneys for Movant
7 RICHARD FRENKEL
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